

IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

05 OCT 17 PM 3:25

[Signature] D.C.
THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
W/D OF TN, MEMPHIS

CHRISTOPHER LEE SCALLIONS,)
Plaintiff,)
vs.) Civ. No. 04-2556-Ma/P
LAUDERDALE COUNTY, TENNESSEE,)
et al.,)
Defendants.)

ORDER DENYING WITHOUT PREJUDICE PLAINTIFF'S MOTION FOR LEAVE TO FILE AMENDMENT TO FIRST AMENDED COMPLAINT, DUE TO INFORMATION DISCOVERED IN SHERIFF CRAIG'S DEPOSITION

Before the court is plaintiff's Motion for Leave to File Amendment to First Amended Complaint, Due to Information Discovered in Sheriff Craig's Deposition, filed October 13, 2005. Local Rule 7.2 requires that

"[a]ll motions . . . shall be accompanied by a certificate of counsel . . . affirming that, after consultation between the parties to the controversy, they are unable to reach an accord as to all issues or that all other parties are in agreement with the action requested by the motion." Local Rule 7.2(a)(1)(B). Failure to file a Rule 7.2 certificate "may be deemed good grounds for denying the motion." *Id.*

Therefore, plaintiff's motion is DENIED, without prejudice.

Plaintiff may renew his motion by refiling it with a certificate of consultation in compliance with Local Rule 7.2.

IT IS SO ORDERED.



TU M. PHAM
United States Magistrate Judge

October 17, 2005
Date



Notice of Distribution

This notice confirms a copy of the document docketed as number 61 in case 2:04-CV-02556 was distributed by fax, mail, or direct printing on October 20, 2005 to the parties listed.

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Honorable Samuel Mays
US DISTRICT COURT